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June 29, 2005

FILE NO.  
26150-179

**Via E-Filing**

Hon. Phyllis J. Hamilton  
United States District Court  
Courtroom 3, 17<sup>th</sup> Floor  
450 Golden Gate Avenue  
San Francisco, CA 94102

Re: *Sony Computer Entertainment Inc. v. Great American Insurance Co., et al.*  
U.S.D.C. No. District CA, Case No. C04-0492 PJH

Dear Judge Hamilton:

American Home Assurance Company ("American Home") has elected to withdraw its pending Motion for Summary Judgment and will file an Amended Motion for Summary Judgment as permitted by the Court's June 27, 2005 Order.

We propose that the briefing schedule for American Home's Amended Motion for Summary Judgment and Sony's Motion for Summary Judgment track each other as follows:

1. American Home's Amended Motion for Summary Judgment and Sony's Motion for Summary Judgment will be filed by July 15, 2005;
2. Sony's opposition to American Home's Amended Motion for Summary Judgment and American Home's opposition to Sony's Motion for Summary Judgment will be filed by August 3, 2005;
3. Sony's reply and American Home's reply to the respective oppositions will be filed by August 10, 2005; and

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4. The hearing on American Home's Amended Motion for Summary Judgment and Sony's Motion for Summary Judgment will remain as previously scheduled on August 24, 2005.

Attached to this letter is a proposed Order regarding this proposed briefing schedule. We appreciate the Court's attention to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read 'R. Scott Houtz', with a stylized, flowing script.

R. Scott Houtz of  
LEWIS BRISBOIS BISGAARD & SMITH LLP

RRW:mc  
Enclosure

**LEWIS BRISBOIS BISGAARD & SMITH LLP**

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Attorneys for Defendant  
 AMERICAN HOME ASSURANCE COMPANY

## UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

SONY COMPUTER ENTERTAINMENT  
 AMERICA, INC.,

Plaintiff,

v.

GREAT AMERICAN INSURANCE  
 COMPANY; GREAT AMERICAN  
 INSURANCE COMPANY OF NEW YORK,  
 f/k/a AMERICAN NATIONAL FIRE  
 INSURANCE COMPANY; GREAT  
 AMERICAN ALLIANCE INSURANCE  
 COMPANY, f/k/a AMERICAN ALLIANCE  
 INSURANCE COMPANY; GREAT  
 AMERICAN ASSURANCE COMPANY, f/k/a  
 AGRICULTURAL INSURANCE COMPANY;  
 AMERICAN HOME INSURANCE  
 COMPANY; and AMERICAN  
 INTERNATIONAL SPECIALTY LINES  
 INSURANCE COMPANY,

Defendants.

CASE NO. C04 0492 EMC

~~PROPOSED~~ ORDER RE: BRIEFING  
 SCHEDULE

American Home Assurance Company ("American Home") has elected to withdraw its pending Motion for Summary Judgment and will file an Amended Motion for Summary Judgment as permitted by the Court's June 27, 2005 Order. Therefore, the briefing schedule for American

1 Home's Amended Motion for Summary Judgment and Sony Computer Entertainment America,  
2 Inc.'s ("SCEA") Motion for Summary Judgment is as follows:

- 3  
4 1. American Home's Amended Motion for Summary Judgment and SCEA's Motion for  
5 Summary Judgment will be filed by July 15, 2005;
- 6  
7 2. SCEA's opposition to American Home's Amended Motion for Summary Judgment and  
8 American Home's opposition to SCEA's Motion for Summary Judgment will be filed by  
9 August 3, 2005;
- 10  
11 3. SCEA's reply and American Home's reply to the respective oppositions will be filed by  
12 August 10, 2005; and
- 13  
14 4. The hearing on American Home's Amended Motion for Summary Judgment and SCEA's  
15 Motion for Summary Judgment will remain as previously scheduled on August 24, 2005.
- 16

17  
18 IT IS SO ORDERED.

19  
20 DATED: 7/1/05



Hon. Phyllis J. Hamilton  
United States District Court Judge